

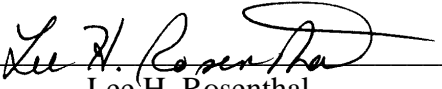
David J. Bradley, Clerk

Mr. Cole's request is precluded on several grounds. First, he is not a member of the class of misdemeanor arrestees on whose behalf this case is being litigated. He is currently in the Mark W. Stiles Unit in Jefferson County, Texas, after being held in Harris County jail. (*Id.* at 7; Docket Entry No. 297-1). He appears to have been convicted on his felony aggravated assault charge. (Docket Entry No. 382 at 7; Docket Entry No. 297-1). Second, to the extent that, during the pendency of this class action, Mr. Cole is arrested and held on misdemeanor charges in Harris County, his interests are adequately represented by able class counsel. Finally, Mr. Cole's motion seeks considerable changes in the scope of and grounds for relief, after lengthy and vigorous

motions, briefs, evidence, and arguments have resulted in trial and appellate court rulings defining both. His motion lacks any basis in the record or in the law.

Mr. Cole's motion, (Docket Entry No. 382), is denied.

SIGNED on February 21, 2018, at Houston, Texas.

  
\_\_\_\_\_  
Lee H. Rosenthal  
Chief United States District Judge